

To: CN=Tom Hagler/OU=R9/O=USEPA/C=US@EPA[]
Cc: chip.smith1@us.army.mil;CN=Erin Foresman/OU=R9/O=USEPA/C=US@EPA;"David Nawi" [David_Nawi@ios.doi.gov]; N=Erin Foresman/OU=R9/O=USEPA/C=US@EPA;"David Nawi" [David_Nawi@ios.doi.gov]; David Nawi" [David_Nawi@ios.doi.gov]; Michael G SPK Nepstad" [Michael.G.Nepstad@usace.army.mil]; Mike Jewell" [Michael.S.Jewell@usace.army.mil]; aul.J.Robershotte@usace.army.mil;rock.salt@us.army.mil[];
From: CN=Karen Schwinn/OU=R9/O=USEPA/C=US
Sent: Fri 6/24/2011 10:35:36 PM
Subject: Re: Sharing Draft 404 NEPA MOU with Contractors?
<mailto:Schwinn.Karen@epamail.epa.gov>

just confirming that I'm ok with it, but defer to David and Paul.

~~~~~  
KAREN SCHWINN  
Associate Director  
Water Division  
U.S. EPA Region 9  
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San Francisco, CA 94105  
415/972-3472  
415/947-3537 (fax)  
~~~~~

-----Tom Hagler/R9/USEPA/US wrote: -----
To: "Robershotte, Paul J SPD" <Paul.J.Robershotte@usace.army.mil>, "Nawi, David" <David_Nawi@ios.doi.gov>
From: Tom Hagler/R9/USEPA/US
Date: 06/24/2011 03:33PM
Cc: "Smith, Chip R Mr CIV USA ASA CW" <chip.smith1@us.army.mil>, Erin Foresman/R9/USEPA/US@EPA, Karen Schwinn/R9/USEPA/US@EPA, "Nepstad, Michael G SPK" <Michael.G.Nepstad@usace.army.mil>, "Jewell, Michael S SPK" <Michael.S.Jewell@usace.army.mil>, "Salt, Rock" <rock.salt@us.army.mil>
Subject: Sharing Draft 404 NEPA MOU with Contractors?

I just had a talk with Michelle Morrow and Cathy Crothers, DWR legal, and they asked if they could share the draft 404 NEPA MOU with the contractors. I'm assuming once it goes to the state contractors it will also go to the federal contractors.

I told them that given the dynamics of all of this, I was not going to give her permission absent getting agreement from the DOI and Corps program leads. (I'm hoping that Karen wouldn't mind, since we tend to do things openly here at EPA).

What do you guys think?

Tom Hagler
Assistant Regional Counsel
U.S. Environmental Protection Agency

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Inactive hide details for "Robershotte, Paul J SPD" ---06/24/2011 11:27:03 AM---Classification: UNCLASSIFIED
Caveats: NONE"Robershotte, Paul J SPD" ---06/24/2011 11:27:03 AM---Classification: UNCLASSIFIED Caveats:
NONE

[IMAGE]

From: [IMAGE]
"Robershotte, Paul J SPD" <Paul.J.Robershotte@usace.army.mil>
[IMAGE]

To: [IMAGE]
Karen Schwinn/R9/USEPA/US@EPA, "Nepstad, Michael G SPK" <Michael.G.Nepstad@usace.army.mil>
[IMAGE]

Cc: [IMAGE]
"Jewell, Michael S SPK" <Michael.S.Jewell@usace.army.mil>, "Smith, Chip R Mr CIV USA ASA CW"
<chip.smith1@us.army.mil>, "Salt, Rock" <rock.salt@us.army.mil>, Erin Foresman/R9/USEPA/US@EPA, Tom
Hagler/R9/USEPA/US@EPA
[IMAGE]

Date: [IMAGE]
06/24/2011 11:27 AM
[IMAGE]

Subject: [IMAGE]
RE: BDCP CWA/408/10 MOU (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Karen
Yes, it was Dale H-F that specifically asked the status of the Purpose &
Need. I shared that we had hoped that we might include the P & N in the MOU,
and that the Purpose was pretty close (needed to capture the original 2009
NOI Plus, EPA concern, plus the Oct 2010 Lead Agency response). David Nawi
was sending Dale the Oct 2010 letter. Further, that the Bureau was to
revisit Chapter 2 and propose the changes they wanted to make to "Need" and
get that submitted. I think that is where we are. DWR is supportive in
getting involved and getting this advanced.

Paul

-----Original Message-----

From: Schwinn.Karen@epamail.epa.gov [mailto:Schwinn.Karen@epamail.epa.gov]

Sent: Friday, June 24, 2011 11:15 AM
To: Robershotte, Paul J SPD; Nepstad, Michael G SPK
Cc: Jewell, Michael S SPK; Smith, Chip R Mr CIV USA ASA CW; Salt, Rock;
Foresman.Erin@epamail.epa.gov; Hagler.Tom@epamail.epa.gov
Subject: Re: BDCP CWA/408/10 MOU (UNCLASSIFIED)

Thanks Paul! I agree with point #5. Wouldn't next step on that be a
submittal from the Lead Agencies, followed by a response from Corps and us?
Did David or Mark agree to move forward on that? - Karen

From: "Robershotte, Paul J SPD" [Paul.J.Robershotte@usace.army.mil]
Sent: 06/24/2011 11:07 AM MST
To: "Nepstad, Michael G SPK" <Michael.G.Nepstad@usace.army.mil>
Cc: "Jewell, Michael S SPK" <Michael.S.Jewell@usace.army.mil>; "Smith, Chip
R Mr CIV USA ASA CW" <chip.smith1@us.army.mil>; "Salt, Rock"
<rock.salt@us.army.mil>; Erin Foresman; Tom Hagler; Karen Schwinn
Subject: BDCP CWA/408/10 MOU (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Mike, with cc to Mr Salt, Chip, Mike, Karen, Tom & Erin:

David Nawi & I had a constructive discussion with Mark Cowin, Dale
Hoffman-Floerke, and Cathy Caruthers from DWR this morning. The summary of
Mark's comments would include:

1. DWR sees the advantages and benefits of addressing NEPA and CWA both
at this time;
2. Thus, DWR will pursue being a signatory on the proposed MOU;
3. Recognizing, however, this does not require "pressing reset" on our
targeted schedules (and recognizing everyone's process fatigue associated
with BDCP);
4. The version we received Wednesday looks quite good, but we will need
some time to digest, ask questions, and suggest edits;
5. We see no reason to wait on advancing to Checkpoints identified in
the MOU such as agreement on Propose & Need, but do this in parallel with
finalizing and signing the MOU.

So, I think we made progress this morning.

Best,

Paul

Paul J Robershotte

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